

HOUSE BILL 190

By Carter

AN ACT to amend Tennessee Code Annotated, Title 30
and Title 40, relative to administration of estates.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 30-1-111, is amended by deleting the section and substituting instead the following:

The clerk shall, before delivering the letters of administration or letters testamentary to the representative, administer to the representative, if an executor, an oath for performing the will of the deceased; and, if an administrator, an oath for the faithful performance of the administrator's duty; and, as to both, an oath that the representative is not disqualified from serving pursuant to § 40-20-115 or otherwise. In the alternative, the oaths of the administrator or executor may be sworn or affirmed in the presence of a notary public and the acknowledgment of the representative's oaths, when certified by the notary public, shall be presented to the appropriate clerk.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.